

02/25/98  
JCC 44 U.S. PTO

A Reissue

REID & PRIEST L.L.P.  
CUSTOMER NO. 020,121

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FOR PATENT AND  
TRADEMARK  
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February 25, 1998

## REISSUE PATENT APPLICATION TRANSMITTAL

Assistant Commissioner for Patents  
Washington, D.C. 20231      **BOX PATENT APPLICATION**

**Name(s) of Inventor(s):** Gregory YUSCHAK  
Peter O. REKOW  
Thomas W. HOLMQUIST-BROWN  
**Title of the Invention:** RESPIRATOR HAVING SNAP-FIT FILTER  
CARTIDGE  
**This Application's Attorney Docket Number:** 19462.118

Sir:

This is a Request under 37 CFR §§ 1.53(b) and 1.171 for filing an application for reissue of U.S. Patent No. 5,579,761, issued December 3, 1996.



Enclosed are:

- 14 pages of text (including specification, claims, abstract)
- 28 claims
- 3 sheets of drawings
- 0 computer-readable copies of nucleotide and/or amino acid sequence listings
- 0 paper copies of nucleotide and/or amino acid sequence listings
- 0 statement verifying identity of computer-readable and paper sequence listings
- 0 computer program in microfiche appendix

**The Total Filing Fee is calculated as follows:**

- Small entity status is believed proper for this application.  
A Verified Statement Claiming Small Entity Status:  
  - will be filed at a later date.
  - is filed herewith.
  - was filed in the parent application, and such status is still proper and desired.
  - is no longer desired.
  
- Enter the enclosed Preliminary Amendment prior to calculating the filing fee.

(Col 1)		(Col 2)		SMALL ENTITY		NON-SMALL ENTITY	
	NUMBER OF CLAIMS PRESENTED		NUMBER OF EXTRA CLAIMS	RATE	FEE	RATE	FEE
TOTAL	<b>28</b>	minus 20	= <b>8</b>	x11=	<b>\$ 0</b>	x22=	<b>\$ 176</b>
INDEP	<b>6</b>	minus 5	= <b>1</b>	x41=	<b>\$ 0</b>	x82=	<b>\$ 82</b>
BASE FILING FEE:				+395=	<b>\$ 0</b>	+790=	<b>\$ 790</b>
Multiple Dependent Claims				+135=	<b>\$ 0</b>	+270=	<b>\$ 0</b>
TOTAL				TOTAL	<b>0</b>	TOTAL	<b>\$ 1048</b>

- A check including the above TOTAL filing fee is enclosed.
- An original executed DECLARATION FOR PATENT APPLICATION is filed herewith, with a check including the above-noted total filing fee. The Commissioner is authorized **throughout the pendency of the application** to charge any fee deficiency under 37 CFR §§ 1.16 or 1.17, or credit any overpayment, to our Deposit Account No. 18-0810. A duplicate copy of this Transmittal is attached.
  
- No executed DECLARATION FOR PATENT APPLICATION and no filing fee are enclosed; both will be submitted at a later date pursuant to 37 CFR § 1.53(d), with an appropriate surcharge under 37 CFR § 1.16(e). Except for the filing fee, the Commissioner is authorized **throughout the pendency of the application** to charge any fee deficiency under 37 CFR §§ 1.16 or 1.17, or credit any overpayment, to our Deposit Account No. 18-0810. A duplicate copy of this Transmittal is attached.

An UNexecuted DECLARATION FOR PATENT APPLICATION is provided for information purposes only, and no filing fee is enclosed; an *executed* Declaration and the filing fee will be submitted at a later date, pursuant to 37 CFR § 1.53(d), with an appropriate surcharge under 37 CFR § 1.16(e). Except for the filing fee, the Commissioner is authorized **throughout the pendency of the application** to charge any fee deficiency under 37 CFR §§ 1.16 or 1.17, or credit any overpayment, to our Deposit Account No. 18-0810. A duplicate copy of this Transmittal is attached.

Offer to surrender the original letters patent in accordance with 37 CFR § 1.178 is attached.

Offer to surrender is by the inventor.

Offer to surrender is by the inventor with the assent of the assignee.

Offer to surrender is by the assignee of the entire interest (and the reissue application does not seek to enlarge the claims of the original patent).

The offer to surrender will be submitted at a later date.

Letters patent:

Original letters patent are attached.

Declaration that original letters patent are lost or inaccessible is attached.

Title: In accordance with 37 CFR § 1.171, this application for reissue is accompanied by:

a certified copy of an abstract of title.

an order for an abstract of title (in duplicate).

A check in the amount of \$ 25.00 is enclosed for the abstract of title.

Foreign priority is claimed under 35 U.S.C. § 119 from:

Priority document(s) is/are submitted herewith.

Priority document(s) will be submitted at a later date.

Priority document(s) have been filed in prior application Serial No. \_\_\_\_ / \_\_\_\_ .

Formal drawings are enclosed.

Formal drawings will be submitted at a later date.

No changes in the drawings, upon which the original patent was issued, are to be made. Therefore, in accordance with 37 C.F.R. § 1.174, please find attached, in the size required for original drawings:

A copy of the printed drawings of the patent.  
 A photoprint of the original drawings.

Applicant requests that the PTO date-stamp the **first** enclosed post card for immediate return, and stamp the date and assigned Application Number on the second attached post card and return the second post card by mail.

Also enclosed for appropriate processing are the following:  
Certification of Assignee Under 37 C.F.R. § 3.73(b)  
Information Disclosure Statement

Recognize the practitioners associated with **CUSTOMER NUMBER 20,121** as having **Power of Attorney** to prosecute this application, to make alterations and amendments therein, and to transact all related business before the U.S. Patent and Trademark Office.

Ensure that the **CORRESPONDENCE ADDRESS** is the address associated with **CUSTOMER NUMBER 020,121**.

Ensure that the **FEES ADDRESS** is the address of **CUSTOMER NUMBER 020,121**.

Prompt processing of the enclosed is respectfully requested.

Respectfully submitted,

REID & PRIEST L.L.P.

Date: 25 Feb 98

By: Nathaniel A. Humphries

701 Pennsylvania Avenue NW  
Washington, D.C. 20004  
(202) 508-4000

Nathaniel A. Humphries  
Registration No. 22,772

FORM (40)	PATENT AND TRADEMARK NOTICE OF FILING OF REISSUE APPLICATION FOR PUBLICATION IN OFFICIAL GAZETTE
ORIGINAL PATENT NUMBER	5,579,761
SERIAL NUMBER OF REISSUE APPLICATION	09/030394
FILING DATE	2-25-98
CLASS AND SUBCLASS	128/206.17
TITLE	Respirator Having Snap-Fit Filter Cartridge
INVENTOR	Gregory Yuschak, et al
OWNER OF RECORD	Minnesota Mining And Manufacturing Co. St. Paul, Mn
ATTORNEY OR AGENT OF RECORD	Nathaniel A. Humphries
EXAMINING GROUP ASSIGNED	3312
DATE OF ANNOUNCEMENT IN OFFICIAL GAZETTE	

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Reissue Application of:

Gregory YUSCHAK et al.

Reissue Application No. (NEW)

Art Unit: (not yet assigned)

Filed:

Examiner: (not yet assigned)

For: RESPIRATOR HAVING  
SNAP-FIT FILTER CARTRIDGE

Atty Docket: 19462.118

**OFFER TO SURRENDER PATENT PURSUANT TO 37 C.F.R. § 1.178**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. § 1.178, Minnesota Mining and Manufacturing Company, the assignee herein, hereby offers to surrender the original patent. The original patent will be surrendered upon allowance.

In accordance with MPEP 1416, a copy of the printed original patent is submitted herewith.

The undersigned (whose title is supplied below) is empowered to sign this paper on behalf of the assignee.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so

made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any reissue patent issuing thereon.

For Minnesota Mining and Manufacturing Company

Date: February 5, 1998

Signature:



Name:

Gary L. Griswold

Title:

Staff Vice President and Chief Intellectual Property Counsel

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:

Gregory YUSCHAK et al.

Reissue Application No. (NEW) : Art Unit: (not yet assigned)

Filed: February 25, 1998 : Examiner: (not yet assigned)

For: RESPIRATOR HAVING SNAP-  
FIT FILTER CARTRIDGE : Atty Docket: 19462.118

**REQUEST FOR ABSTRACT OF TITLE**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please prepare a certified Abstract of Title, in respect of the above-identified original patent for placing in the official file of the Reissue Application which is filed herewith. Title is in the name of Minnesota Mining and Manufacturing Company, by assignment recorded in the U.S. Patent and Trademark Office on January 20, 1995, at Reel 7362, Frames 0825-0826.

A check in the amount of \$25.00 is enclosed for the fee required by 37 CFR § 1.19(b)(4).

Please charge any additional fees which may be required in connection with this Request, or credit any refunds, to our Deposit Account No. 18-0810.

Respectfully submitted,

REID & PRIEST L.L.P.

Date: 25 Feb 98

By: Nathaniel A. Humphries

701 Pennsylvania Avenue NW #800  
Washington, D.C. 20004  
(202) 508-4000

Nathaniel A. Humphries  
Registration No. 22,772